

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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JOHN DOE,

Civil Action No.  
1:19-cv-11626 (DPW) \*Sealed\*

Plaintiff,

v.

TRUSTEES OF BOSTON COLLEGE

Defendants.

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**AFFIDAVIT OF** [REDACTED]

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COUNTY OF [REDACTED] )  
 ) ss  
STATE OF MICHIGAN )

[REDACTED], being first duly sworn on oath, deposes and says:

1. In rendering this opinion, I have reviewed and obtained information from the following sources:

- a. The Complaint;
- b. Declaration of John Doe in Support of Plaintiff's Motion for a Temporary Restraining Order and a Preliminary Injunction Prohibiting Boston College from Enforcing the Suspension of Plaintiff;
- c. Defendant's Opposition to Plaintiff's Motion for a Temporary Restraining Order;
- d. [REDACTED], partner in [REDACTED];
- e. Plaintiff's [REDACTED] at Boston College and in the [REDACTED];

f. [REDACTED];

g. My [REDACTED];

and

h. Supporting industry literature and media reports.

2. I am a tenured professor in the [REDACTED] at [REDACTED]  
[REDACTED], where I teach [REDACTED], [REDACTED]  
[REDACTED], and [REDACTED]. Prior to joining the  
faculty at [REDACTED], I was a tenured professor at [REDACTED] where I  
taught [REDACTED] and torts and directed the law school's [REDACTED]. I am  
an attorney licensed in [REDACTED].

3. I was an associate [REDACTED] with the [REDACTED] from 2015 through 2018.  
Before entering academia, I advised and represented [REDACTED]  
From [REDACTED], I was a first [REDACTED]. I am a  
lifetime member of the [REDACTED].

4. I am the author of a published article on the topic of lost earning capacity  
damages in a professional [REDACTED]. I have published numerous additional articles on  
legal and economic issues in the field of [REDACTED], including compensation issues. These  
articles are listed in my *curriculum vitae* attached to this affidavit. I also serve on the  
editorial board for the [REDACTED].

5. I have been retained as an expert and have prepared reports in numerous  
[REDACTED]-related matters, which includes deposition and trial testimony on lost earning  
capacity of [REDACTED], all as listed and described in the *curriculum vitae* attached to this  
affidavit.





when he was enrolled there which stated that the vice president of [REDACTED] of Student Affairs and Services notified [REDACTED] by email that (1) he violated the university's policy on relationship violence and sexual misconduct, (2) he could no longer re-enroll "in any capacity" and (3) he was banned from campus.<sup>2</sup> On the day of that [REDACTED] the [REDACTED] would not allow him to [REDACTED]. He [REDACTED] just two days later and [REDACTED] [REDACTED] reported that the [REDACTED]

[REDACTED]

Even [REDACTED] reported that [REDACTED]

[REDACTED]

[REDACTED]<sup>4</sup> In a nutshell, the overall message from the media in numerous reports was that an [REDACTED]

12. If the plaintiff's motion is denied it would result in much greater harm to the plaintiff than the potential harm, if any, that would result to the defendant if the plaintiff's suspension (which has not been, and would not be, made public) is stayed until the resolution of this case. Based upon my review of the Defendant's Opposition, it is evident to me that the defendant does not understand [REDACTED]

13. The nature of the [REDACTED] is

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Subscribed and sworn to before me  
this 13 day of August, 2019.

[REDACTED]

My commission expires 01-27-2024

[REDACTED]













